

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
Asheville Division**

**AGIO INTERNATIONAL COMPANY, LTD.**

**Plaintiff/Counterclaim Defendant,**

**v.**

**ZHEJIANG LONGDA FORGE CO., LTD.,**

**and**

**JMH TRADING INTERNATIONAL  
MANAGEMENT, LLC d/b/a  
WORLD SOURCE**

**Defendant/Counterclaim Plaintiff**

**Case No. 1:15-cv-192**

**NOTICE BY PLAINTIFF OF INITIATION OF SERVICE  
OF PROCESS ON DEFENDANT ZHEJIANG LONGDA  
FORGE CO., LTD. THROUGH HAGUE CONVENTION**

Plaintiff/Counterclaim Defendant Agio International Company, Ltd. (“Agio”), provides this notice to the Court regarding Agio’s service of process on Defendant Zhejiang Longda Forge Co., Ltd. (“Longda”). Longda is a corporation incorporated under the laws of China. Despite Agio’s efforts, Longda refused to waive service of process under Rule 4(d). Agio therefore initiated formal service of process of the Summons, Amended Complaint and exhibits attached thereto, on Longda pursuant to the Hague Convention on the Service Abroad of Judicial and Extra Judicial Documents in Civil and Commercial Matters, to which the Peoples Republic of China is a signatory party. Service is currently pending in China.

The following summarizes Agio’s attempts thus far to serve Longda. On February 25, 2016, Agio, through the Advance Law Firm located in Guangzhou, China, made contact with a representative of Defendant Longda. Agio’s Chinese counsel explained the pending lawsuit and

requested that Longda waive service of process. On February 26, 2016, the Advance Law Firm provided Longda, via electronic mail, with translated copies of the Amended Complaint and exhibits, as well as a Waiver of Service form. Agio's Chinese counsel explained to Longda's representative the waiver of service, and consequences of failure to waive.

On March 9, 2016, the Advance Law Firm contacted Longda again about the Waiver and Longda refused to waive service, and instead instructed Agio to proceed with formal service. Agio's counsel then promptly engaged the Civil Action Group, APS International Division ("APS"), a process service firm with experience in international service of process through the Hague Convention. APS specializes in service of process under The Hague Convention. On March 17, 2016, APS initiated service of Longda through the Hague Convention by transmitting the set of relevant documents to the appropriate Chinese authority. On March 21, 2016, APS confirmed that the relevant papers were received by the appropriate Chinese authorities. Agio understands that Chinese authorities do not provide status reports, and that the next and only communication from the Chinese authorities regarding service will be delivery of an affidavit or other certification of service to APS. Agio further understands from APS that several months may pass before Agio receives an affidavit or other certification of service from the Chinese authorities.

AGIO INTERNATIONAL  
COMPANY, LTD.

By: /s/  
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**CERTIFICATE OF SERVICE**

I hereby certify that on this 7th day of April, 2016, I electronically filed the foregoing using the CM/ECF system, which will send notification of such filing to the following counsel of record:

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